UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

LENAMAE WOODING,

v.

Plaintiff,

\_\_\_\_\_\_

No. 6:03-CV-1282 (FJS/RFT)

....

Defendant.

COMMISSIONER OF SOCIAL SECURITY,

APPEARANCES:

OF COUNSEL

AMDURSKY, PELKY LAW FIRM Attorney for Plaintiff 26 East Oneida Street Oswego, NY 13126

GREGORY R. GILBERT, ESQ.

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FREDERICK J. SCULLIN, JR., S.J.:

## DECISION AND ORDER

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge Randolph F. Treece filed May 28, 2008, and the Court having reviewed the Report-Recommendation and the entire file in this matter, and no objections to said Report-Recommendation having been filed, it is

hereby

ORDERED, that the Report-Recommendation of Magistrate Judge Randolph F. Treece filed May 28, 2008 is ACCEPTED in its entirety; and it is further

ORDERED, that this case is **VACATED** and **REMANDED** for further proceedings consistent with the Report-Recommendation.

IT IS SO ORDERED.

Dated: June 16, 2008

Syracuse, New York

Frederick J. Scullin, Jr.

Senior United States District Court Judge

cullen